

REQUEST FOR RECONSIDERATION

In response to Applicants' arguments filed on January 18, 2008, the Examiner stated that he disagreed with the Applicants' position that McCoskey (US Publication No. 2003/0028889) fails to disclose providing video from a plurality of incompatible and non-operable on-demand systems, and maintained his rejection of claims 1-5, 11, 13, 14, 18-24 and 31-42 as being obvious in light of McCoskey in combination with other references.

In reply, although Applicants do not necessarily agree with the Examiner's characterization of McCoskey and the rejection of the claims, the rejection is nevertheless rendered moot because McCoskey is not prior art to the claimed invention. That is, as set forth in the attached 37 CFR. §1.313 Declaration, the Applicants made their invention prior to the effective date of the McCoskey reference. Specifically, the invention had already been conceived and was actually reduced to practice before August 3, 2001, the filing date of McCoskey. Indeed, it was being commercialized prior to this date. Therefore, Applicants respectfully request that the McCoskey reference be withdrawn as prior art and the claims be allowed.

In light of the above remarks, an early and favorable response is earnestly requested.

Respectfully submitted,

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